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CR-05-184-WFN

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DAVID SIDWELL, and
BRIAN HALL

Defendants.

INDICTMENT

Vio: 21 U.S.C. §§ 952, 960, 963
Conspiracy to Import
Marijuana (Count 1)

21 U.S.C. §§ 841(a)(1),
846
Conspiracy to Distribute
Marijuana (Count 2)

31 U.S.C. §§ 5332, 5316,
18 U.S.C. § 2
Attempted Bulk Cash
Smuggling (Count 3)

18 U.S.C. §§ 2,
1956(a)(2), (h), 31 U.S.C.
§ 5316,
Conspiracy to Commit
Money Laundering
(Count 4)

The Grand Jury Charges:

COUNT 1

That BRIAN HALL and DAVID SIDWELL, the Defendants herein, did knowingly and intentionally combine, conspire, confederate and agree together and with other persons, indicted and unindicted, and both known and unknown to the Grand Jury, to commit the following offense against the United States, to wit: Importation of Marijuana, in that

INDICTMENT - 1

1 On or about and between May 1, 2002, through April 30, 2003, in the
2 Eastern District of Washington, and elsewhere, the Defendants herein, BRIAN
3 HALL and DAVID SIDWELL, did conspire to Import 100 or More Kilograms of
4 Marijuana, a Schedule I controlled substance, in violation of 21 U.S.C. §§ 952 and
5 960(b)(2), and

6 On or about and between April 1, 2003, through April 30, 2004, in the
7 Eastern District of Washington, and elsewhere, the Defendant herein, BRIAN
8 HALL, did conspire to Import 1,000 or More Kilograms of Marijuana, a Schedule
9 I controlled substance, in violation of 21 U.S.C. §§ 952 and 960(b)(1),

10 All in violation of 21 U.S.C. § 963.

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12 COUNT 2

13 That BRIAN HALL and DAVID SIDWELL, the Defendants herein, did
14 knowingly and intentionally combine, conspire, confederate and agree together
15 and with other persons, indicted and unindicted, and both known and unknown to
16 the Grand Jury, to commit the following offense against the United States, to wit:
17 Distribution of Marijuana, in that

18 On or about and between May 1, 2002, through April 30, 2003, in the
19 Eastern District of Washington, and elsewhere, the Defendants herein BRIAN
20 HALL and DAVID SIDWELL, did conspire to Distribute 100 or More Kilograms
21 of Marijuana, a Schedule I controlled substance, in violation of 21 U.S.C. §
22 841(b)(1)(B), and

23 On or about and between April 1, 2003, through April 30, 2004, in the
24 Eastern District of Washington, and elsewhere, the Defendant herein, BRIAN
25 HALL did conspire to Distribute 1,000 Kilograms or More of Marijuana, in
26 violation of 21 U.S.C. § 841(b)(1)(A),

27 All in violation of 21 U.S.C. § 846.

28 INDICTMENT - 2

COUNT 3

That on or about February 17, 2003, in the Eastern District of Washington, and elsewhere, BRIAN HALL and DAVID SIDWELL, the Defendants herein, with the intent to evade a currency reporting requirement under 31 U.S.C. § 5316, did commit the following offense against the United States, to wit: Bulk Cash Smuggling, by knowingly concealing more than \$10,000 in United States currency, specifically, \$184,570, in a conveyance or article of luggage, to wit: a backpack, and did attempt to transfer and transport such currency from a place within the United States, that is, the Eastern District of Washington, to place outside the United States, that is, Canada, in violation of 31 U.S.C. §§ 5332, 5316, and 18 U.S.C. § 2.

COUNT 4

That on or about and between May 1, 2002, through April 30, 2003, in the Eastern District of Washington, and elsewhere, DAVID SIDWELL and BRIAN HALL, the Defendants herein, did knowingly and intentionally combine, conspire, confederate and agree with each other and other persons, indicted and unindicted, and both known and unknown to the Grand Jury, to commit the following offense against the United States, to wit: Money Laundering, by the knowing and intentional transport and transfer of funds, that is, United States Currency, from a place inside the United States, that is, the Eastern District of Washington, to a place outside the United States, that is, Canada, with the intent to promote the carrying on of specified unlawful activity, specifically, the Importation of Marijuana, in violation of 21 U.S.C. §§ 952 and 960; all in violation of 21 U.S.C. § 963, and the Distribution of Marijuana, in violation of 21 U.S.C. § 841(a)(1); all in violation of 21 U.S.C. § 846, knowing that the funds involved in the transportation represented the proceeds of some form of unlawful activity and

INDICTMENT - 3

1 knowing that such transportation was designed in whole or in part to avoid a
2 transaction reporting requirement under state or federal law, in violation of 18
3 U.S.C. §§ 1956(a)(2), 1956(h), 31 U.S.C. § 5316, and 18 U.S.C. § 2.

4 DATED this 18 day of October, 2005.

5 A TRUE BILL

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9  James A. McDevitt
10 United States Attorney
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13 Jared C. Kimball
14 Assistant United States Attorney
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INDICTMENT - 4